

JUDGMENT

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

NO. 99-35320
CT/AG#: CV-95-01671-REJ

PLANNED PARENTHOOD OF THE COLUMBIA/WILLAMETTE INC.; PORTLAND
FEMINIST WOMEN'S HEALTH CENTER; ROBERT CRIST, M.D.; WARREN
M. HERN, M.D.; ELIZABETH NEWHALL, M.D.; JAMES NEWHALL, M.D.

Plaintiffs - Appellees

and

KAREN SWEIGERT, M.D.

Plaintiff

v.

AMERICAN COALITION OF LIFE ACTIVISTS; ADVOCATES FOR LIFE
MINISTRIES; MICHAEL BRAY; ANDREW BURNETT; DAVID A. CRANE;
TIMOTHY PAUL DRESTE; MICHAEL B. DODDS; JOSEPH L. FOREMAN;
CHARLES ROY MCMILLAN; STEPHEN P. MEARS; BRUCE EVAN MURCH;
CATHERINE RAMEY; DAWN MARIE STOVER; CHARLES WYSONG

Defendants

and

MONICA MIGLIORINO MILLER; DONALD TRESHMAN

Defendants - Appellants

FILED
2003 JUL 14 A 10:53
CLERK, U.S. DISTRICT COURT
DISTRICT OF OREGON
PORTLAND, OREGON
BY _____

FEMINIST MAJORITY FOUNDATION, Center for Reproductive Law
and Policy, Nat'l Abortion and Reproductive Rights Action
League and NARAL Foundation; National Abortion Federation;
National Coalition of Abortion Providers; National
Organization for Women Foundation; NOW Legal Defense and
Education Fund, National Women's Health Foundation,
Northwest Women's Law Center, Physicians for Reproductive
Choice and Health, and Women's Law Project; ANTI-DEFAMATION
LEAGUE; CHARLES E. SCHUMER; THE AMERICAN MEDICAL
ASSOCIATION; LIFE LEGAL DEFENSE FOUNDATION

Amici Curiae

NO. 99-35325
CT/AG#: CV-95-01671-REJ

PLANNED PARENTHOOD OF THE COLUMBIA/WILLAMETTE INC.; PORTLAND
FEMINIST WOMEN'S HEALTH CENTER; ROBERT CRIST, M.D.; WARREN
M. HERN, M.D.; ELIZABETH NEWHALL, M.D.; JAMES NEWHALL, M.D.

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AMERICAN COALITION OF LIFE ACTIVISTS; ADVOCATES FOR LIFE
MINISTRIES; MICHAEL BRAY; ANDREW BURNETT; DAVID A. CRANE;
TIMOTHY PAUL DRESTE; JOSEPH L. FOREMAN; STEPHEN P. MEARS;
MONICA MIGLIORINO MILLER; CATHERINE RAMEY; DAWN MARIE
STOVER; DONALD TRESHMAN; CHARLES WYSONG

Defendants

and

MICHAEL B. DODDS; CHARLES ROY MCMILLAN; BRUCE EVAN MURCH

Defendants - Appellants

STATE OF CONNECTICUT; FEMINIST MAJORITY FOUNDATION;
ANTI-DEFAMATION LEAGUE; THE AMERICAN MEDICAL ASSOCIATION

Amici Curiae

NO. 99-35327
CT/AG#: CV-95-01671-REJ

PLANNED PARENTHOOD OF THE COLUMBIA/WILLAMETTE INC.; PORTLAND

FEMINIST WOMEN'S HEALTH CENTER; ROBERT CRIST, M.D.; WARREN
M. HERN, M.D.; ELIZABETH NEWHALL, M.D.; JAMES NEWHALL, M.D.

Plaintiffs - Appellees

and

KAREN SWEIGERT, M.D.

Plaintiff

v.

AMERICAN COALITION OF LIFE ACTIVISTS; ADVOCATES FOR LIFE
MINISTRIES; MICHAEL BRAY; ANDREW BURNETT; DAVID A. CRANE;
MICHAEL B. DODDS; CHARLES ROY MCMILLAN; STEPHEN P. MEARS;
MONICA MIGLIORINO MILLER; BRUCE EVAN MURCH; CATHERINE RAMEY;
DAWN MARIE STOVER; DONALD TRESHMAN

Defendants

and

TIMOTHY PAUL DRESTE; JOSEPH L. FOREMAN; CHARLES WYSONG

Defendants - Appellants

STATE OF CONNECTICUT; FEMINIST MAJORITY FOUNDATION;
ANTI-DEFAMATION LEAGUE; AMERICAN CIVIL LIBERTIES UNION
FOUNDATION OF OREGON, INC.; THE AMERICAN MEDICAL ASSOCIATION

Amici Curiae

NO. 99-35331
CT/AG#: CV-95-01671-REJ

PLANNED PARENTHOOD OF THE COLUMBIA/WILLAMETTE INC.; PORTLAND
FEMINIST WOMEN'S HEALTH CENTER; ROBERT CRIST, M.D.; WARREN
M. HERN, M.D.; ELIZABETH NEWHALL, M.D.; JAMES NEWHALL, M.D.

Plaintiffs - Appellees

and

KAREN SWEIGERT, M.D.

Plaintiff

v.

AMERICAN COALITION OF LIFE ACTIVISTS; ADVOCATES FOR LIFE
MINISTRIES; MICHAEL BRAY; ANDREW BURNETT; DAVID A. CRANE;
CATHERINE RAMEY; DAWN MARIE STOVER

Defendants - Appellants

and

TIMOTHY PAUL DRESTE; MICHAEL B. DODDS; JOSEPH L. FOREMAN;
CHARLES ROY MCMILLAN; STEPHEN P. MEARS; MONICA MIGLIORINO
MILLER; BRUCE EVAN MURCH; DONALD TRESHMAN; CHARLES WYSONG

Defendants

STATE OF CONNECTICUT; FEMINIST MAJORITY FOUNDATION;
ANTI-DEFAMATION LEAGUE; AMERICAN CIVIL LIBERTIES UNION
FOUNDATION OF OREGON, INC.; THE AMERICAN MEDICAL ASSOCIATION

Amici Curiae

NO. 99-35333
CT/AG#: CV-01671-REJ

PLANNED PARENTHOOD OF THE COLUMBIA/WILLAMETTE INC.; PORTLAND
FEMINIST WOMEN'S HEALTH CENTER; ROBERT CRIST, M.D.; WARREN
M. HERN, M.D.; ELIZABETH NEWHALL, M.D.; JAMES NEWHALL, M.D.;

Plaintiffs - Appellees

PAUL DEPARRIE

Appellant

and

KAREN SWEIGERT, M.D.

Plaintiff

v.

AMERICAN COALITION OF LIFE ACTIVISTS; ADVOCATES FOR LIFE
MINISTRIES; MICHAEL BRAY; ANDREW BURNETT; DAVID A. CRANE;
TIMOTHY PAUL DRESTE; MICHAEL B. DODDS; JOSEPH L. FOREMAN;
CHARLES ROY MCMILLAN; BRUCE EVAN MURCH; CATHERINE RAMEY;
DAWN MARIE STOVER; DONALD TRESHMAN; CHARLES WYSONG

Defendants

AMERICAN CIVIL LIBERTIES UNION FOUNDATION OF OREGON, INC.

Amicus

and

STATE OF CONNECTICUT; FEMINIST MAJORITY FOUNDATION;
ANTI-DEFAMATION LEAGUE; AMERICAN CIVIL LIBERTIES UNION
FOUNDATION OF OREGON, INC.; THE AMERICAN MEDICAL ASSOCIATION

Amici Curiae

NO. 99-35405
CT/AG#: CV-95-01671-REJ

PLANNED PARENTHOOD OF THE COLUMBIA/WILLAMETTE INC.; PORTLAND
FEMINIST WOMEN'S HEALTH CENTER; ROBERT CRIST, M.D.; WARREN
M. HERN, M.D.; ELIZABETH NEWHALL, M.D.; JAMES NEWHALL, M.D.;
KAREN SWEIGERT, M.D., individually and on behalf of all
persons similarly situated

Plaintiffs - Appellees

v.

AMERICAN COALITION OF LIFE ACTIVISTS; ADVOCATES FOR LIFE
MINISTRIES; MICHAEL BRAY; ANDREW BURNETT; DAVID A. CRANE;
TIMOTHY PAUL DRESTE; JOSEPH L. FOREMAN; CHARLES ROY
MCMILLAN; STEPHEN P. MEARS; MONICA MIGLIORINO MILLER; BRUCE
EVAN MURCH; CATHERINE RAMEY; DAWN MARIE STOVER; DONALD
TRESHMAN; CHARLES WYSONG; MICHAEL B. DODDS

Defendants - Appellants

AMERICAN CIVIL LIBERTIES UNION FOUNDATION OF OREGON

Amicus

and

STATE OF CONNECTICUT; FEMINIST MAJORITY FOUNDATION;
ANTI-DEFAMATION LEAGUE; AMERICAN CIVIL LIBERTIES UNION
FOUNDATION OF OREGON, INC.; THE AMERICAN MEDICAL ASSOCIATION

Amici Curiae

APPEAL FROM the United States District Court for the
District of Oregon (Portland) .

THIS CAUSE came on to be heard on the Transcript of the
Record from the United States District Court for the
District of Oregon (Portland) and was duly submitted.

ON CONSIDERATION WHEREOF, It is now here ordered and
adjudged by this Court, that the judgment of the said
District Court in this cause be, and hereby is AFFIRMED in part,
VACATED and REMANDED in part.

Filed and entered: 05/16/03

